

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS**

PIERRE BRAZEAU, Individually and on
Behalf of All Others Similarly Situated,

Plaintiff,

v.

CASSAVA SCIENCES, INC., REMI
BARBIER, ERIC J. SCHOEN, JAMES W.
KUPIEC, NADAV FRIEDMANN and
MICHAEL MARSMAN,

Defendants.

Civil Action No.: 1:21-cv-00751-RP

**MOTION OF DR. JOHN BARSА FOR
CONSOLIDATION OF PSLRA CASES,
APPOINTMENT AS LEAD PLAINTIFF,
AND APPROVAL OF SELECTION OF
COUNSEL**

CLASS ACTION

WANDA NEWELL, Individually and on
Behalf of All Others Similarly Situated,

Plaintiff,

v.

CASSAVA SCIENCES, INC., REMI
BARBIER, and ERIC J. SCHOEN,

Defendants.

Civil Action No.: 1:21-cv-00760-RP

KATLYN K. REIN, Individually and on
Behalf of All Others Similarly Situated,

Plaintiff,

v.

CASSAVA SCIENCES, INC., REMI
BARBIER, ERIC J. SCHOEN, JAMES W.
KUPIEC, NADAV FRIEDMANN and
MICHAEL MARSMAN,

Defendants.

Civil Action No.: 1:21-cv-00856-RP

Movant Dr. John Barsa, through his counsel, hereby moves the Court pursuant to Section 21D of the Securities and Exchange Act of 1934 (the “Exchange Act”), 15 U.S.C. § 78u-4(a)(3)(B), as amended by the Private Securities Litigation Reform Act of 1995 (the “PSLRA”), for an order:

- (1) Consolidating similar PSLRA actions; and
- (2) Appointing Dr. Barsa as Lead Plaintiff in this action; and
- (3) Approving Dr. Barsa’s selection of Block & Leviton LLP as Lead Counsel and Federman & Sherwood as Liaison Counsel for the litigation and all subsequently filed related actions.

In support of this Motion, Dr. Barsa submits: (a) a Memorandum of Law dated October 26, 2021; (b) Declaration of Jeffrey C. Block dated October 26, 2021 and (c) a [Proposed] Order.

COMPLIANCE WITH LOCAL RULE CV-7(i)

This motion is filed pursuant to Section 21D of the Securities Exchange Act of 1934, as amended by the PSLRA. This Section provides that within 60 days after publication of the required notice, any member of the proposed class may apply to the Court to be appointed as lead plaintiff, whether or not they have previously filed a complaint in the underlying action. Consequently, counsel for Dr. Barsa has no way of knowing who, if any, the competing lead plaintiff candidates are at this time. As a result, counsel for Dr. Barsa has been unable to conference with opposing counsel as prescribed in LR 7.1D, and respectfully requests that the conference requirement of Local Rule CV-7(i) be waived for this motion. Pursuant to § 77u-4(a)(3)(B)(iii)(II), defendants do not have standing to oppose the appointment of Dr. Barsa as lead plaintiff. *In re Waste Management, Inc. Secs. Litig.*, 128 F. Supp. 2d 401, 410 (S.D. Tex. 2000) (collecting cases).

Dated: October 26, 2021

Respectfully submitted,

FEDERMAN & SHERWOOD

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Liaison Counsel for Movant Dr. John Barsa

AND

BLOCK & LEVITON LLP

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*Counsel for Movant Dr. John Barsa and
Proposed Lead Counsel for the Class*

CERTIFICATE OF SERVICE

I hereby certify that on this on the 26th day of October, 2021, a true and correct copy of the foregoing document was served by CM/ECF to the parties registered to the Court's CM/ECF system.

/s/ William B Federman
William B. Federman